

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)
)
MUNICIPALITY OF CAYEY,) Docket No. CWA-02-2009-3454
)
Respondent)

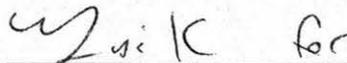
**ORDER GRANTING REQUEST FOR EXTENSION OF TIME
TO FILE AMENDED ANSWER**

In response to the Complaint filed in this matter, Respondent, acting *pro se*, filed an Answer which failed to respond to each allegation in the Complaint as required by 40 C.F.R. § 22.15. On June 8, 2009, an Order Directing Settlement Conference and Filing of Amended Answer Order was issued in this matter requiring Respondent to file on or before July 10, 2009, an Amended Answer to the Complaint if the parties do not reach a settlement beforehand.

On July 9, Respondent submitted a Request for Extension to File and Amended Answer to the Complaint and Submitting Additional Information, requesting an extension of at least thirty days to file an Amended Answer to the Complaint. The Motion states that the request is based on the high probability of reaching a settlement of this case which could render an answer unnecessary and/or might modify any possible answers. The Motion does not state that Complainant's counsel was informed of the Motion to ascertain whether Complainant opposes the relief sought, but in the circumstances of this case, the motion will be ruled upon without such statement or a response from Complainant.

For good cause, the Request for Extension of Time is **GRANTED**. Accordingly, if the parties have not filed the fully executed Consent Agreement and Final Order beforehand, Respondent shall file an Amended Answer to the Complaint on or before **August 14, 2009**.

Respondent also requests authorization to submit any subsequent procedural motions by email or facsimile. This request is **DENIED** as there are no procedures in place at this time to accept such filing. Respondent should file and serve any future filings by first class mail or commercial delivery service. Respondent may submit, in addition, courtesy copies to the undersigned by facsimile or by email to my staff attorney at knight.lisa@epa.gov.



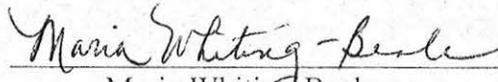
Susan L. Biro
Chief Administrative Law Judge

Date: July 10, 2009
Washington, D.C.

In the Matter of Municipality of Cayey, Respondent
Docket No. CWA-02-2009-3454

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Request For Extension Of Time To File Amended Answer**, dated July 10, 2009, was sent this day in the following manner to the addressees listed below:



Maria Whiting-Beale
Staff Assistant

Dated: July 10, 2009

Original And One Copy By Pouch Mail To:

Karen Maples
Regional Hearing Clerk
U.S. EPA
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy By Regular Mail To:

Silvia Carreno-Coll, Esquire
Office of Regional Counsel
U.S. EPA
Caribbean Field Division
Centro Europa Building
1492 Ponce de Leon Avenue, Suite 417
San Juan, PR 00907-1417

Copy By Regular Mail To:

Nancy Soto Lleras, Esquire
Director Legal Affairs
Victoria Nunez Sierra, Esquire
Municipality of Cayey
P.O. Box 371330
Cayey, PR 00737-1330

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

Respondent)
)
) Docket No. CWA-02-2009-3458
)
)
)

09, was sent this day



Order of Designation

Administrative Law Judge Susan L. Biro, Environmental Protection Agency,
is hereby designated as the Administrative Law Judge to preside in this
proceeding under section 109(g)(2)(B) of the Clean Water Act ("CWA"), 33 U.S.C.
in accordance with the Consolidated Rules of Practice Governing the
Assessment and Imposition of Civil Penalties and the Revocation or Suspension of Permits



Susan L. Biro
Chief Administrative Law Judge

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

IN THE MATTER OF:)

MUNICIPALITY OF CAYEY,)

Respondent)

) Docket No. CWA-02-2009-3454
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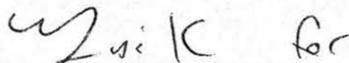
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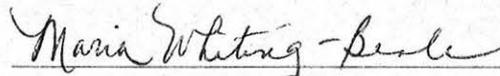
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